

RECEIVED  
CENTRAL FAX CENTER

AUG 17 2005

LAW OFFICES OF  
**FAY KAPLUN & MARCIN, LLP**  
INTELLECTUAL PROPERTY LAW

150 BROADWAY, SUITE 702  
NEW YORK, NEW YORK 10038  
PHONE: (212) 619-6000  
FAX: (212) 208-6819  
WWW.FKMIPLAW.COM

**FACSIMILE COVER SHEET**

**FAX NO** : (571) 273-8300  
**TO** : Commissioner for Patents  
Mail Stop: AF  
**FROM** : Michael J. Marcin, Esq. of Fay Kaplun & Marcin, LLP  
**DATE** : August 17, 2005  
**SUBJECT** : U.S. Patent Appln. Serial No. 09/920,995  
for *System and Method for Implementing*  
*a Smart System Call*  
Our Reference: 40101/08201

**NUMBER OF PAGES INCLUDING COVER : 5**

---

**MESSAGE:**

Please see attached.

Thank you.

**IF ANY PAGES WERE NOT RECEIVED OR ARE ILLEGIBLE, PLEASE CALL (212) 619-6000 AS SOON AS POSSIBLE**  
The information contained in this facsimile message is attorney privileged and confidential information intended only for the use of the individual or entity named above. If the reader of this message is not the intended recipient or the employee or agent responsible to deliver it to the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please notify us by telephone, and return the original message to us at the above address via the U.S. Postal Service. We will reimburse any costs you incur in notifying us and returning the message to us. Thank you.

RECEIVED  
CENTRAL FAX CENTER

AUG 17 2005

[40101/08201]

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s) : Hdei Nunoe  
Serial No. : 09/920,995  
Filing Date : August 1, 2001  
For : System and Method for Implementing a Smart System Call  
Group Art Unit : 2194  
Examiner : Charles E. Anya

Mail Stop: AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

NOTICE OF APPEAL

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the Examiner made in the Final Office Action dated March 18, 2005 rejecting claims 1-7.

Respectfully Submitted,

By:   
Michael J. Marcin (Reg. No. 48,198)

Fay Kaplun & Marcin, LLP  
150 Broadway, Suite 702  
New York, NY 10038  
(212) 619-6000 (phone)  
(212) 619-0276 (facsimile)

Dated: August 17, 2005

08/18/2005 MBINAS 00000035 09920995

01 FC:1401

500.00 0P